

MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, DECEMBER 19, 2000
COUNTY COMMISSIONERS CHAMBERS
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Kathy Campbell, Chair
Bernie Heier
Linda Steinman
Bob Workman

Commissioners Absent: Larry Hudkins, Vice Chair

Others Present: Norm Agena, County Assessor
Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, December 12, 2000. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)**

MOTION: Workman moved and Heier seconded approval of the minutes of the Board of Equalization meeting dated December 12, 2000. Campbell, Heier and Workman voted aye. Steinman abstained. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 24 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Workman moved and Heier seconded approval. Heier, Campbell, Steinman and Workman voted aye. Motion carried.

3) **APPROVAL OF MOTOR VEHICLE TAX EXEMPTIONS:**

**City Impact
Nebraska Crop Improvement Association
Nebraska Wesleyan University (2 exemptions)
Rosemont Alliance Church
Sisters of Mary, Queen of Mercy**

MOTION: Steinman moved and Workman seconded approval of motor vehicle tax exemptions for City Impact, Rosemont Alliance Church, Sisters of Mary, Queen of Mercy and Nebraska Wesleyan University (1999 Chevrolet Lumina) and approval of motor vehicle tax exemptions for Nebraska Crop Improvement Association and Nebraska Wesleyan University (1998 Chevrolet Malibu) subject to being titled and registered to the applicant. Steinman, Workman, Heier and Campbell voted aye. Motion carried.

4) **ADJOURNMENT**

MOTION: Heier moved and Steinman seconded adjournment of the Board of Equalization meeting. Workman, Campbell, Steinman and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk

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Commissioners Present: Kathy Campbell, Chair
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Commissioners Absent: Larry Hudkins, Vice Chair

Others Present: Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Gwen Thorpe, Deputy County Clerk

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, December 12, 2000. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)**

MOTION: Workman moved and Steinman seconded approval of the minutes of the Board of Commissioners meeting dated December 12, 2000. Campbell, Heier and Workman voted aye. Steinman abstained. Motion carried.

- 2) **CLAIMS: Approval of all claims processed through Tuesday, December 19, 2000.**

MOTION: Workman moved and Steinman seconded approval. Heier, Campbell, Steinman and Workman voted aye. Motion carried.

- 3) **SPECIAL PRESENTATIONS:**

A. The County-City Volunteer of the Month Award was presented to Paige Roberts for her services with the Lincoln-Lancaster Women's Commission.

B. The Commissioners Award of Excellence was presented to John Cooper, an employee in the Records and Information Department.

4) **NEW BUSINESS:**

A. A lease agreement with the Lincoln-Lancaster Mental Health Foundation to lease a van for one dollar and other valuable consideration. The County will also pay for all maintenance, insurance and repairs. The term of the agreement is from August 1, 2000 to July 1, 2001 and is automatically renewable. This agreement will supersede the prior agreement under Contract Number C-00-429. (C-00-616)

MOTION: Heier moved and Steinman seconded approval. Steinman, Workman, Campbell and Heier voted aye. Motion carried.

B. A contract with PayFlex Systems USA, Inc. for flexible benefits administration. The County will pay \$5 per month for each participating employee and other costs as outlined in Article IV of the agreement. The term of the agreement is one year from the date of execution. (C-00-615)

MOTION: Steinman moved and Heier seconded approval. Steinman, Workman, Campbell and Heier voted aye. Motion carried.

C. A grant contract with Cedars Youth Services to provide tracker services for juveniles placed by the Probation Department and Courts, beginning July 1, 2000 to June 30, 2001. Cedars Youth Services will receive a grant from the County, in the amount \$58,330, from the General Fund. (C-00-614)

MOTION: Workman moved and Steinman seconded approval. Heier, Workman, Campbell and Steinman voted aye. Motion carried.

D. A grant contract for Cedars Youth Services to provide truancy intervention services, beginning July 1, 2000 to June 30, 2001. Cedars Youth Services will receive a grant from the County, in the amount of \$48,110, from the General Fund. (C-00-613)

MOTION: Heier moved and Steinman seconded approval. Campbell, Steinman, Workman and Heier voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

E. A grant contract with Light House, Inc. to provide after school programming for youths, ages 13 - 18 years old, beginning July 1, 2000 through June 30, 2001. The County will pay \$6,500 from the General Fund. (C-00-629)

MOTION: Workman moved and Heier seconded approval. Heier, Workman, Steinman and Campbell voted aye. Motion carried.

F. A grant contract with Lincoln Medical Education Foundation (Family Violence Council) for the Coordinated Response to Reducing Domestic Violence program in Lancaster County. The County will grant \$175,425 from the General Fund over the term of the contract, beginning June 1, 2000 and ending May 31, 2001. (C-00-632)

MOTION: Heier moved and Steinman seconded approval. Steinman, Heier, Workman and Campbell voted aye. Motion carried.

G. An agreement with the State of Nebraska, Department of Roads to use County roads as a detour for the improvement of State Spur S-55-F west of Roca. The State will be responsible for maintenance of the roads during their use as a detour. (C-00-630)

MOTION: Workman moved and Steinman seconded approval.

Don Thomas, County Engineer, explained that the State of Nebraska does not need to acquire County Board approval to use a County road for a detour, however, as a matter of courtesy they are initiating the agreement.

In response to a question asked by Campbell regarding the time frame, Thomas stated bids would be let in December, 2001, however, work would not begin until spring, 2002. He indicated he would be sending a letter to the State requesting they begin sooner because his department would begin to grade South 54th Street in 2002.

ROLL CALL: Workman, Campbell, Steinman and Heier voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

H. An agreement with Norris Public Power District of Beatrice, Nebraska to relocate a power line facility along North 70th Street. The County will pay \$14,564.98 for the relocation which is required for Project C55-G-405(2). (C-00-631)

MOTION: Workman moved and Heier seconded approval.

David Johnson, Deputy County Attorney, referred to Subsection 22 and indicated it was an additional requirement requested of Norris Public Power District by his office. He stated the original agreement, including the addition, will be returned to his office.

Workman explained that the relocation was required because of the eventual paving of North 70th Street near the Abbott Sports Complex to Waverly Road.

Don Thomas, County Engineer, stated the agreement was for the grading of 70th Street from Interstate 80 to Waverly Road.

ROLL CALL: Workman, Heier, Campbell and Steinman voted aye. Motion carried.

I. Authorization of Kathy Campbell, as County Board Chair, to sign an agreement with Health and Human Services/Office of Juvenile Services to have the County provide residential and non-residential evaluations for youth of the Southeast Service Area. The State will pay \$21,521 a month, beginning March 1, 2001, for the duration of the agreement and \$150 per day for housing the youth for the entire term of the agreement. The proposed contract term is from January 1, 2001 to June 30, 2002, subject to the legal approval of the Lancaster County Attorney's Office. (C-00-633)

David Johnson, Deputy County Attorney, requested that a draft of the agreement be made a part of the record (Exhibit A). He noted that the term of the agreement changed to January 1, 2001 through December 31, 2001 and that attachments were also provided regarding the co-location of Department of Health and Human Services staff and program standards for residential and non-residential evaluation services.

4) **NEW BUSINESS CONTINUED:**

MOTION: Steinman moved and Workman seconded to authorize Kathy Campbell, as County Board Chair, to sign an agreement with Health and Human Services/Office of Juvenile Services to have the County provide residential and non-residential evaluations for youth of the Southeast Service Area if no changes are made and subject to the legal approval of the Lancaster County Attorney's Office.

Heier stated he would prefer the time frame regarding the completion of evaluations be shorter. He explained he is concerned that youth will be waiting in the detention facility for seven to ten days before they are evaluated.

Steinman concurred and suggested that the evaluation(s) be completed within seven days, however, include language in the agreement allowing an additional three days if an emergency occurs.

Workman also concurred with Commissioner Heier.

In response to a question asked by Workman regarding the current turn over time, Johnson stated it was his understanding the seven to ten day time frame is for the evaluation.

It was the consensus of the County Board that the targeted time frame, in Subsection 2A, be seven days or less.

Johnson asked if it is the County Board's intent that the seven day targeted time frame be specified throughout the contract.

The Chair indicated that was correct.

ROLL CALL: Campbell, Heier, Steinman and Workman voted aye. Motion carried.

J. Permission of the Lancaster County Board to assign Contract Number 99-1184 from Ugai and Lindgren, a Partnership, to Susan M. Ugai, Attorney at Law. The contract provides legal services in the area of child support and paternity cases. (M-00-115)

MOTION: Steinman moved and Heier seconded approval. Campbell, Steinman, Heier and Workman voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

K. Allowance Modification Numbers 7 through 13 for the following in connection with the new Lancaster County Juvenile Detention Facility located at 1200 Radcliffe Street:

- < **Allowance Modification 7** modifying plumbing and electrical rough-ins for kitchen equipment to coordinate with the kitchen equipment supplier shop drawings as indicated in Proposal Request 10. This will decrease the Contingency/Discovery Allowance \$950. (M-00-116)
- < **Allowance Modification 8** incorporating changes indicated in Proposal Request 11 changing the thickness of the CMU walls at certain doors allowing the steel columns to be encased in masonry construction required to maintain the fire rating of structural steel. This will decrease the Contingency/Discovery Allowance \$1,053. (M-0-117)
- < **Allowance Modification 9** incorporating changes indicated in Proposal Request 12 adding a roll-up stainless steel counter door at the serving counter in Kitchen M6. This will decrease the Contingency/Discovery Allowance \$12,639. (M-00-118)
- < **Allowance Modification 10** incorporating changes indicated in Proposal Request 14 adding clocks in Visiting V2 and Gymnasium R3. This will decrease the Contingency/Discovery Allowance \$1,654. (M-00-119)
- < **Allowance Modification 11** incorporating changes indicated in Proposal Request 15 adding additional electrical outlets above the counter top in Break Room L8. This will decrease the Contingency/Discovery Allowance \$696. (M-00-120)
- < **Allowance Modification 12** revising the size of the conduit for the secondary power to meet Lincoln Electric System's final design requirements. This will decrease the Contingency/Discovery Allowance \$1,194. (M-00-121)
- < **Allowance Modification 13** changing 11 columns to obtain the necessary two-hour fire rating. This will decrease the Contingency/Discovery Allowance \$1,260. (M-00-122)

A total of \$19,446 will be drawn from the Contingency Allowance leaving a balance of \$51,742.

MOTION: Steinman moved and Heier seconded approval. Campbell, Heier, Workman and Steinman voted aye. Motion carried.

L. A resolution in the matter of authorizing the County Clerk to issue payments while the County Board is adjourned due to the holidays. (R-00-144)

MOTION: Steinman moved and Heier seconded approval of Resolution 00-144. Heier, Campbell, Steinman and Workman voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

M. A resolution authorizing the installation of "Hazard" warning signs at culvert sites K-163, P-174 and P-175 for northbound and southbound traffic on South 98th Street. K-163 is between "A" and Van Dorn Streets. P-174 and P-175 are located between Van Dorn Street and Pioneers Boulevard. (R-00-152)

MOTION: Heier moved and Steinman seconded approval of Resolution 00-152. Steinman, Workman, Heier and Campbell voted aye. Motion carried.

N. A resolution in the matter of setting the special election and boundaries of the Al Larson Special Paving Improvement District in Lancaster County, Nebraska. The special election will be held on Tuesday, February 27, 2001. (R-00-151)

MOTION: Heier moved and Steinman seconded approval of Resolution 00-151. Workman, Campbell, Steinman and Heier voted aye. Motion carried.

O. Ratification of the City of Lincoln's selection of Lincoln Keno, Inc. as a second Keno operator for the City of Lincoln and Lancaster County.

MOTION: Steinman moved and Heier seconded approval.

Kerry Eagan, Chief Administrative Officer, stated the request came from the Nebraska Department of Revenue. He stated that he had prepared a letter for the Chair to sign indicating that the County has ratified the selection of Lincoln Keno, Inc. as a second provider.

Workman stated he would be voting against the ratification. He indicated he is not convinced that the expansion of the Keno operation is a good thing for the County on a long term basis. Workman stated many good things have been accomplished using Keno monies, however, some of the social costs come back to the County.

ROLL CALL: Steinman, Heier and Campbell voted aye. Workman voted no. Motion carried.

P. A political subdivision tort claim filed against Lancaster County District Court by Chad Beers, in the amount of \$6,000, for damages.

MOTION: Steinman moved and Workman seconded to accept the recommendation from the County Attorney's Office and deny the claim. Steinman, Workman, Campbell and Heier voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

Q. Appointment of Sidney Staats to the Commissioners Award of Excellence Committee for a two year term commencing January 1, 2001.

MOTION: Steinman moved and Workman seconded approval. Heier, Workman, Campbell and Steinman voted aye. Motion carried.

R. Appointment of John Clarke to the Community Mental Health Center Advisory Committee, beginning January, 2001 and ending December, 2004.

MOTION: Workman moved and Heier seconded approval. Campbell, Steinman, Workman and Heier voted aye. Motion carried.

5) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

A. Receive and Place on File:

1. **County Clerk's Monthly Report for November, 2000.**
2. **Register of Deed's Monthly Report for November, 2000.**
3. **Sheriff's Report of Fees for November, 2000.**

B. Request from Coni Shea, an employee with the County Attorney's Office, to voluntarily participate in the Lancaster County Retirement Plan. (M-00-114)

C. A subdivision agreement with the Halbert Family Trust and the Harry D. and Selma J. Naumann Trust for Little Nemaha Lake Estates Addition. (C-00-617)

5) **CONSENT ITEMS CONTINUED:**

D. Right-of-way contracts between the County Engineer and the following relating to road improvements:

- < **Schwarck Quarries, Inc., in the total amount of \$7,463.13, on South 54th Street from Roca Road to Saltillo Road; Project C55-S-405(1). (3 contracts) (C-00-618 through C-00-620)**
- < **John C. Beall, in the total amount of \$2,154, on South 54th Street from Roca Road to Saltillo Road; Project C55-S-405(1). (2 contracts) (C-00-621 and C-00-622)**
- < **Cheryl Harms, in the total amount of \$3,003.85, on South 54th Street from Roca Road to Saltillo Road; Project C55-S-405(1). (2 contracts) (C-00-623 and C-00-624)**
- < **Central Contracting Corporation, in the amount of \$2,080, on South 54th Street from Roca Road to Saltillo Road; Project C55-S-405(1). (C-00-625)**
- < **Richard A. and Alta B. Beltz, in the total amount of \$6,980, on South 68th Street from Roca Road to Saltillo Road; Project STPE-3265(6). (3 contracts) (C-00-626 through C-00-628)**

MOTION: Workman moved and Steinman seconded approval of the Consent Items. Heier, Workman, Steinman and Campbell voted aye. Motion carried.

6) **DISCUSSION:**

Kerry Eagan, Chief Administrative Officer, indicated Bill Thoreson, Personnel Department, had additional information regarding New Business Item 4B.

Thoreson stated Bill Kostner, Risk Manager for the City of Lincoln, had sent waiver forms to City employees in connection with the PayFlex debit card. Kostner had indicated that waiver forms should also be completed by County employees to protect the County's liability and to clarify to employees that the card may only be used for eligible expenses allowed by the Internal Revenue Service.

The County Board wished happy holidays to everyone.

7) **ADJOURNMENT**

MOTION: Heier moved and Steinman seconded adjournment of the Board of Commissioners meeting. Steinman, Heier, Workman and Campbell voted aye. Motion carried.